

# AGENDA



## Recommendation for Council Action

### AUSTIN CITY COUNCIL

Regular Meeting: November 15, 2018

Item Number: **037**

### Transportation

Authorize negotiation and execution of advanced funding agreements with Pressler RRI, LP to establish the Pressler/Paul Street Railroad Quiet Zone Project in an amount not to exceed \$1,611,379; amending the Fiscal Year 2018-2019 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20180911-001) to accept \$1,611,379 from Pressler RRI, LP; and amending the Fiscal Year 2018-2019 Austin Transportation Department Capital Budget (Ordinance No. 20180911-001) to transfer in and appropriate up to \$1,611,379 from the Austin Transportation Department Operating Budget Special Revenue Fund in support of the Pressler/Paul Street Railroad Quiet Zone Project. Related to Item 38.

**District(s) Affected:** District 9

<b>Lead Department</b>	Austin Transportation Department
<b>Fiscal Note</b>	Funding in the amount of \$1,611,379 is available from Pressler RRI, LP, and funding in the amount of \$476,176 is available from Pressler Street 2012 Prop 12 Bond funds. A fiscal note is attached.
<b>For More Information</b>	Robert Spillar, 512-974-2488; Paul Terranova, 512-974-7163; Van Pham, 512-974-7654; Gilda Powers, 512-974-7092.

### Additional Backup Information:

With approval of this action, the City and Pressler RRI, LP, Inc. will enter into advanced funding agreements whereby Pressler RRI, LP will provide the City with funding of the estimated cost of

\$1,289,103.00 plus 25% contingency of \$322,276 for a total of \$1,611,379 in advance of the work to be performed and invoiced to the City by Union Pacific Railroad. The City will appropriate the remaining 25% contingency in the amount of \$322,276 plus Railroad Grants Right fixed fees of \$153,900 for a total of \$476,176 from Pressler Street 2012 Prop 12 Bond funds.

The Developer, Pressler RRI, LP is building a mixed-use development (site plan SP-2016-0413C) in the area adjacent to and surrounding the intersections of Pressler and Paul Streets and 5<sup>th</sup> Street. The Developer has therefore approached the City and requested that the City, at Developer's cost, assist Developer in its effort to establish a Quiet Zone at the Union Pacific Railroad's ("UPRR") at-grade crossings of Pressler and Paul Streets in order to restrict the use of train horns for 24 hours per day, seven days per week. The Quiet Zone will be implemented by installing certain railroad control devices and roadway improvements to minimize the risk of vehicular traffic crossing in front of a moving train. These measures will also reduce the Quiet Zone Risk Index to a level equal to or less than the Risk Index with horns.

The railroad improvements include upgrading the existing train detection system and the grade crossing protection equipment, will be designed and constructed by UPRR, and will be coordinated with the proposed Seaholm District Railroad Pedestrian and Bicycle Crossing project across the UPRR tracks at 3<sup>rd</sup> Street on the west side of Lamar Blvd.

UPRR has estimated the variable costs to be \$1,289,103.00 plus Railroad Grants Right fixed fees of \$153,900. Due to the likelihood of field change orders and the complexity of work in the railroad right-of-way, the City has added a 50% contingency for a total cost of the railroad improvements in the amount not to exceed \$2,087,555.

The Notice of Intent (NOI) for the establishment of the Quiet Zone will be submitted to the Federal Railroad Administration by the City.